



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Inventors: Takahiro SHOJI, et al. Art Unit: 2661
Application No.: 10/069,008
Filed: February 20, 2002
For: BASE STATION APPARATUS AND CHANNEL ALLOCATION METHOD

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rs
61-30-04

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner of Patents
Washington, DC 20231

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JAN 29 2004
Technology Center 2600

Dear Sir:

Pursuant to Rules 56 and 99, Applicants hereby call the attention of the Patent Office to the art listed on the attached Form PTO 1449. US '238 was cited in a Chinese Office Action dated January 9, 2004 (English translation attached).

Applicants present this art so that the Patent Office may, in the first instance, determine any relevancy thereof to the presently claimed invention, see Beckman Instruments, Inc. v. Chemtronics, Inc., 439 F.2d 1369, 1380, 165 USPQ 355, 364 (5th Cir. 1970). Also see Patent Office Rules 104 and 106. Applicants respectfully request that this art be expressly considered during the prosecution of this application and made of record herein and appear among the "References Cited" on any patent to issue herefrom.

Respectfully submitted,

Date: January 28, 2004

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JEL/spp

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